

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LARRY JUNIOR WEBSTER,

Petitioner.

v.

S.W. ORNOSKI, Acting Warden
of the California State Prison at
San Quentin

Respondents.

No. CIV-S-93-306 LKK DAD DP

**MODIFICATION TO REVISED
SCHEDULING ORDER**

DEATH PENALTY CASE

Having considered petitioner's June 30, 2008, request for an extension of time, and good cause appearing, the schedule for the submission of evidence and briefing on the appellate process claim for which an evidentiary hearing was granted is hereby revised as follows:

- A. Petitioner shall submit any additional witness designations, with submission of declarations and exhibits, by July 7, 2008.
- B. Respondent shall file any opposition or objections to the petitioner's witnesses, declarations and exhibits by August 7, 2008.
- C. Respondent shall submit any witness designations, with submission of declarations and exhibits, by September 5, 2008.

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1 D. Depositions of the witnesses shall be completed by October 3, 2008.

2 E. An evidentiary hearing, should in-court testimony be required on this claim, is set for
3 October 15, 2008, at 9:00.

4 Otherwise, the scheduling dates for the briefing of the ineffective assistance of counsel claim set forth
5 in the April 30, 2008, Revised Scheduling Order (Docket # 381) shall remain in place.

6 DATED: June 30, 2008.

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9 DALE A. DROZD
10 UNITED STATES MAGISTRATE JUDGE

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16 Submitted by:
17 James S. Thomson
18 Attorney and Counselor at Law
19 Counsel for Petitioner
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